



**ROANOKE CITY COUNCIL  
ROANOKE CITY SCHOOL BOARD  
MONDAY, NOVEMBER 1, 2004**

***9:00 A.M.***

***ROOM 159***

***AGENDA***

**1. Call to Order:**

City Council  
School Board

**2. Roll Call:**

City Council  
School Board

**3. Welcome and Opening Remarks**

**4. Topics for Discussion:**

- Consultant – Superintendent search process
- School safety and discipline
- Drug dog searches
- New leadership
- Expanding alternative education
- School uniforms
- Maternal and Infant Education Program

Items listed on the 2:00 p.m. Council docket requiring discussion/clarification; and additions/deletions to the 2:00 p.m. docket. (15 minutes)

Topics for discussion by the Mayor and Members of Council. (30 minutes)

A communication from Mayor C. Nelson Harris requesting that Council convene in a Closed Meeting to discuss the Citizen of the Year Award, pursuant to Section 2.2-3711 (A)(10), Code of Virginia (1950), as amended.

**Approved (7-0)**  
**File #132-496**

A communication from the City Manager requesting that Council convene in a Closed Meeting to discuss acquisition of real property for a public purpose, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the City, pursuant to Section 2.2-3711 (A)(3), Code of Virginia (1950), as amended.

**Approved (7-0)**  
**File #132**

**THE COUNCIL MEETING WAS DECLARED IN RECESS TO BE RECONVENED AT 2:00 P.M., IN THE CITY COUNCIL CHAMBER, FOURTH FLOOR, NOEL C. TAYLOR MUNICIPAL BUILDING.**

**THE SCHOOL BOARD MEETING WAS ADJOURNED.**



***Wishneff***  
***36889-110104***

***ROANOKE CITY COUNCIL  
REGULAR SESSION***

***NOVEMBER 1, 2004  
2:00 P.M.***

***CITY COUNCIL CHAMBER***

***AGENDA***

**1. Call to Order--Roll Call.**

The Invocation was delivered by Council Member Sherman P. Lea.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor C. Nelson Harris.

Welcome. Mayor Harris.

**NOTICE:**

Today's Council meeting will be replayed on Channel 3 on Thursday, November 4, 2004, at 7:00 p.m., and Saturday, November 6, 2004, at 4:00 p.m. Council meetings are offered with closed captioning for the hearing impaired.

## **ANNOUNCEMENTS:**

THE PUBLIC IS ADVISED THAT MEMBERS OF COUNCIL RECEIVE THE CITY COUNCIL AGENDA AND RELATED COMMUNICATIONS, REPORTS, ORDINANCES AND RESOLUTIONS, ETC., ON THE THURSDAY PRIOR TO THE COUNCIL MEETING TO PROVIDE SUFFICIENT TIME FOR REVIEW OF INFORMATION. CITIZENS WHO ARE INTERESTED IN OBTAINING A COPY OF ANY ITEM LISTED ON THE AGENDA MAY CONTACT THE CITY CLERK'S OFFICE, ROOM 456, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., OR CALL 853-2541.

THE CITY CLERK'S OFFICE PROVIDES THE MAJORITY OF THE CITY COUNCIL AGENDA ON THE INTERNET FOR VIEWING AND RESEARCH PURPOSES. TO ACCESS AGENDA MATERIAL, GO TO THE CITY'S HOMEPAGE AT [WWW.ROANOKEGOV.COM](http://WWW.ROANOKEGOV.COM), CLICK ON THE ROANOKE CITY COUNCIL ICON, CLICK ON MEETINGS AND AGENDAS, AND DOWNLOAD THE ADOBE ACROBAT SOFTWARE TO ACCESS THE AGENDA.

ALL PERSONS WISHING TO ADDRESS COUNCIL ARE REQUESTED TO REGISTER WITH THE STAFF ASSISTANT WHO IS LOCATED AT THE ENTRANCE TO THE COUNCIL CHAMBER. ON THE SAME AGENDA ITEM, ONE TO FOUR SPEAKERS WILL BE ALLOTTED FIVE MINUTES EACH, HOWEVER, IF THERE ARE MORE THAN FOUR SPEAKERS, EACH SPEAKER WILL BE ALLOTTED THREE MINUTES.

ANY PERSON WHO IS INTERESTED IN SERVING ON A CITY COUNCIL APPOINTED AUTHORITY, BOARD, COMMISSION OR COMMITTEE IS REQUESTED TO CONTACT THE CITY CLERK'S OFFICE AT 853-2541, OR ACCESS THE CITY'S HOMEPAGE AT [WWW.ROANOKEGOV.COM](http://WWW.ROANOKEGOV.COM), TO OBTAIN AN APPLICATION.

## **2. PRESENTATIONS AND ACKNOWLEDGEMENTS:**

Proclamation declaring November 2004, as Juvenile Diabetes Awareness Month.

**File #3**

Proclamation declaring Saturday, November 6, 2004 as Valley Bookfest Day.

**File #3-323**

Proclamation declaring Saturday, November 13, 2004 as America Recycles Day.

**File #3-282**

**3.**

### **CONSENT AGENDA**

**Approved (7-0)**

**ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE MEMBERS OF CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF DISCUSSION IS DESIRED, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.**

- C-1        A communication from the City Manager requesting that Council schedule a public hearing for Monday, November 15, 2004, at 7:00 p.m., or as soon thereafter as the matter may be heard, to consider an adjustment to the Technology Fund Budget.

**RECOMMENDED ACTION: Concur in the request.  
File #60-270-301**

- C-2        Qualification of the following persons:

James A. Allen as a Commissioner of the Roanoke Redevelopment and Housing Authority, for a term ending August 31, 2008; and

Robert N. Richert as a member of the Architectural Review Board, for a term ending October 1, 2008.

**RECOMMENDED ACTION: Receive and file.  
File #15-110-178-249**

- C-3            An oral request of Council Member Brian J. Wishneff that Council convene in Closed Meeting to discuss a public contract involving the expenditure of public funds and discussion of the terms of such contract, pursuant to Section 2.2-3711 (A)(30), Code of Virginia, 1950, as amended.

**RECOMMENDED ACTION: Concur in the request.  
File #132**

## **REGULAR AGENDA**

### **4. PUBLIC HEARINGS: NONE.**

### **5. PETITIONS AND COMMUNICATIONS: NONE.**

### **6. REPORTS OF OFFICERS:**

#### **a. CITY MANAGER:**

**BRIEFINGS: NONE.**

#### **ITEMS RECOMMENDED FOR ACTION:**

1.     Amendment to the City's Consolidated Plan Annual Update to allow use of CDBG funds for reimbursement to the Council of Community Services for planning activities and land acquisition costs associated with the "C2C (Cradle to Cradle)" Housing Competition.

**Adopted Budget Ordinance No. 36889-110104 and  
Resolution No. 36890-110104. (7-0)  
File #60-178-200**

2.     Execution of Amendment No. 4 to the contract with Hayes, Seay, Mattern & Mattern, Inc., in the amount of \$166,570.00, for additional design services in connection with the First Street Bridge project.

**Adopted Resolution No. 36891-110104. (7-0)  
File #102**

b. DIRECTOR OF FINANCE:

1. Financial report for the month of September 2004.

**Received and filed.  
File #10**

**7. REPORTS OF COMMITTEES: NONE.**

**8. UNFINISHED BUSINESS:**

- a. Amendment of the City Code in connection with implementation of certain changes to the City's Tax Exemption Program for rehabilitated real property. (The matter was tabled by the Council on October 18, 2004.)

**Adopted Ordinance No. 36892-110104. (7-0)  
File #24-79**

**9. INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS:**

- a. A resolution fixing compensation of the Western Virginia Water Authority and the Roanoke Valley Resource Authority, effective January 1, 2005.

**Adopted Resolution No. 36893-110104. (7-0)  
File #144-468**

**10. MOTIONS AND MISCELLANEOUS BUSINESS:**

- a. Inquiries and/or comments by the Mayor and Members of City Council.

**Council Member Lea requested a briefing by the City Attorney with regard to the facts surrounding the location of a proposed methadone clinic at the corner of Hershberger and Cove Roads, N. W.  
File #76**

- b. Vacancies on certain authorities, boards, commissions and committees appointed by Council.

## **11. HEARING OF CITIZENS UPON PUBLIC MATTERS:**

**CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. MATTERS REQUIRING REFERRAL TO THE CITY MANAGER WILL BE REFERRED IMMEDIATELY FOR RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL.**

**The following tenants of the City Market Building spoke with regard to operation of the City Market Building:**

**Phillip Full  
Anita Wilson  
Kelly Crovo  
Dean Crump  
File #42**

**The following persons spoke with regard to a proposed methadone clinic to be located at the corner of Hershberger and Cove Roads, N. W.:**

**Judy Ferguson  
Trina Blaney  
Brian Kingery  
Mary Paxton  
Robert Gravely  
File #76**

**Jim Fields spoke with regard to the renovation of Victory Stadium.  
File #122**

## **12. CITY MANAGER COMMENTS:**

**CERTIFICATION OF CLOSED SESSION. (7-0)**